

**IN THE UNITED STATES DISTRICT COURT  
FOR THE MIDDLE DISTRICT OF NORTH CAROLINA  
Civil Action No.: 1:21-CV-00454-WO-JLW**

**SHELLEY R. GARNICK, TANAJAH  
CLARK and ZOE R. JONES,  
individually and on behalf of all others  
similarly situated,**

**Plaintiffs,**

**v.**

**WAKE FOREST UNIVERSITY  
BAPTIST MEDICAL CENTER, THE  
BOARD OF DIRECTORS OF WAKE  
FOREST UNIVERSITY BAPTIST  
MEDICAL CENTER, THE  
RETIREMENT BENEFIT  
COMMITTEE OF WAKE FOREST  
UNIVERSITY BAPTIST MEDICAL  
CENTER and JOHN DOES 1-30,**

**Defendants.**

**REPORT FOR THE FILING OF SEALED DOCUMENTS  
PURSUANT TO LOCAL RULE 5.5**

[X] Conference: The parties have discussed the issues of confidentiality raised in this case and the potential need for filing documents under seal. That discussion included the nature of any confidential documents that may be involved in the case, the possibility of using stipulations to avoid the need to file certain documents, and the possibility of agreed-upon redactions of immaterial confidential information in filings to avoid the need for filing documents under seal.

[X] Non-Parties: Because a non-party has produced documents pursuant to a protective order or is otherwise claiming confidentiality over documents filed or expected to be filed in this case, the conference included the discussion of documents over which non-parties TIAA and Transamerica claim confidentiality that would be produced subject to a consent protective order.

☐ Default: The parties certify that few, if any, documents will be filed under seal. The parties agree to use the default procedures of LR 5.4(c). In addition, if the party filing the motion to seal is not the party claiming confidentiality, the filing party must meet and confer with the party claiming confidentiality as soon as practicable, but at least two (2) days before filing the documents, to discuss narrowing the claim of confidentiality. The motion to seal must certify that the required conference has occurred, and the party claiming confidentiality must file supporting materials required by LR 5.4(c)(3) within 14 days of the motion to seal.

☐ Alternative Proposal for Cases with Many Confidential Documents: In order to address claims of confidentiality and reduce the need to file briefs and exhibits under seal, the parties propose the alternative procedure set out in the attached proposal, either jointly or as competing alternatives, for consideration by the Court.

☐ Other relevant information: \_\_\_\_\_

This the 2nd day of December, 2022.

<p><u>/s/ John Szymankiewicz</u> John Szymankiewicz N.C. Bar No. 41623 john@mathesonlawoffice.com</p> <p><b>MATHESON &amp; ASSOCIATES, PLLC</b> 127 West Hargett Street, Suite 100 Raleigh, NC 27601 Telephone: (919) 335-5291 Facsimile: (919) 516-0686</p> <p>Mark K. Gyandoh* mark@capozziadler.com <b>CAPOZZI ADLER, P.C.</b> 312 Old Lancaster Road Merion Station, PA 19066 Telephone: (610) 890-0200</p> <p>Donald R. Reavey* donr@capozziadler.com <b>CAPOZZI ADLER, P.C.</b> 2933 North Front Street Harrisburg, PA 17110</p>	<p><u>/s/ David C. Wright</u> David C. Wright, III N.C. Bar No. 11161 dwright@robinsonbradshaw.com</p> <p>Jonathan C. Krisko N.C. Bar No. 28625 jkrisko@robinsonbradshaw.com</p> <p>Akya S. Rice N.C. Bar No. 54655 arice@robinsonbradshaw.com</p> <p><b>ROBINSON, BRADSHAW &amp; HINSON, P.A.</b> 101 North Tryon Street, Suite 1900 Charlotte, NC 28246 Telephone: (704) 377-2536 Facsimile: (704) 378-4000</p> <p>Jeremy P. Blumenfeld* jeremy.blumenfeld@morganlewis.com <b>MORGAN, LEWIS &amp; BOCKIUS LLP</b> 1701 Market Street</p>
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